

#14
PATENT
Docket No. 399032689000
Letter

1/6/01

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office on December 14, 2000.

12-14-00

Date

Karen LePari

Karen LePari

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Howard M. GREY, et al.

Serial No.: 09/017,735

Filing Date: February 3, 1998

For: HLA-A2.1 BINDING PEPTIDES AND
THEIR USES

Examiner: Ronald B. Schwadron

Group Art Unit: 1644

MAIL
OFFICIAL

COMMUNICATION WITH EXAMINER SCHWADRON REGARDING
NOTICE OF ABANDONMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

Attn: Ronald B. Schwadron

Dear Sir:

This communication is in response to the Notice of Abandonment issued on November 15, 2000 in connection with the above-identified application (as per your instructions via voice mail to my secretary). It is respectfully requested that the Notice of Abandonment be withdrawn. A Response to Restriction Requirement (responding to the March 27, 2000, Office Action) was timely filed on July 27, 2000. A petition for extending the response time from April 27, 2000 to July 27, 2000 was also submitted. The appropriate fee was charged to the deposit account.

Attached herewith is a copy of the returned Postcard from the U.S. Patent and Trademark Office indicating that Applicant's July 27, 2000 submission was timely received by the Patent Office on August 1, 2000. Also attached herewith is a copy of Applicant's July 27, 2000 submission including:

- 1) Petition for Extension of Time under 37 C.F.R. § 1.136(a) (1 page);
- 2) Response to Restriction Requirement (10 pages); and
- 3) Copy of return postcard.

It is respectfully requested that examination of the above-identified application be resumed and the July 27, 2000 Response to Restriction Requirement be considered and made of record in the above-identified application.

In the unlikely event that the transmittal letter is separated from this document and the Patent Office determines that an extension and/or other relief is required, applicant petitions for any required relief including extensions of time and authorizes the Assistant Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to Deposit Account No. 03-1952 referencing docket no. 399632589000. However, the Assistant Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Respectfully submitted,

Dated: December 14, 2000

By: Kate H. Murashige
Kate H. Murashige
Registration No. 29,959

3811 Valley Centre Drive, Suite 500
San Diego, CA 92130-2332
Telephone: (858) 720-5117
Facsimile: (858) 720-5125

MORRISON & FOERSTER LLP

Attorneys at Law
12636 High Bluff Drive
Suite 300
San Diego, California 92130-2071
Telephone: (858) 720-5100
Facsimile: (858) 720-5125

FAX RECEIVED

DEC 15 2000

GROUP 1600**OFFICIAL****To:** Ron Schwadron**Facsimile:** (703) 308-4242**From:** Kate Murashige**Date:** December 14, 2000

We are transmitting a total of 15 pages (including this page).
Original or hard copy to follow if this box is checked

RE: Serial No. 09/017,735 Filing Date: February 3, 1998
Inventors: Grey, et al. For: HLA-A2.1 Binding Peptides and Their Uses

If you do not receive all pages, please call (858) 720-5147 as soon as possible.

Preparer of this slip has confirmed that facsimile number given is correct: 7956/KDL

This facsimile contains confidential information which may also be privileged. Unless you are the addressee (or authorized to receive for the addressee), you may not copy, use, or distribute it. If you have received it in error, please advise Morrison & Foerster LLP immediately by telephone or facsimile and return it promptly by mail.

Comments: Please find communication from Kate Murashige dated December 14, 2000; Petition to Extend Time; Response to Restriction Requirement; and copy of Return Postcard for the above-referenced patent application.